

U. S. DEPARTMENT OF LABOR

Employees' Compensation Appeals Board

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In the Matter of HERMAN LUCAS and DEPARTMENT OF LABOR,  
MINE SAFETY & HEALTH ADMINISTRATION, Elkhorn City, Ky.

*Docket No. 96-1313; Submitted on the Record;  
Issued March 5, 1998*

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DECISION and ORDER

Before WILLIE T.C. THOMAS, MICHAEL E. GROOM,  
A. PETER KANJORSKI

The issue is whether appellant met his burden of proof in establishing his entitlement to a schedule award.

The Board has given careful consideration to the issue involved, the contentions of appellant on appeal, and the entire case record. The Board finds that the February 16, 1996 decision of the Office of Workers' Compensation Programs' hearing representative is in accordance with the facts and the law in this case and therefore adopts the findings and conclusions of the hearing representative.

The February 16, 1996 decision of the Office of Workers' Compensation Programs is affirmed.

Dated, Washington, D.C.  
March 5, 1998

Willie T.C. Thomas  
Alternate Member

Michael E. Groom  
Alternate Member

A. Peter Kanjorski  
Alternate Member